REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register:	15 October 1998
Name of applicant/court:	The District Court at Auckland
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	13-14b.jpg
Other Known Titles:	Not Stated
Director:	Not Applicable
Producer:	Not Applicable
Publisher:	Not Applicable
Author:	Not Applicable
Format:	Computer Print-out
Country of Origin:	Not Applicable
Language:	Not Applicable

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Components of film originally examined:

Feature:	Not Applicable.	Running time:
Trailers:		Running time:
		Total Running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

… Please turn over

Not Applicable.

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Direction to issue a label has been given on: Not Applicable

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SUMMARY OF THE REASONS FOR DECISION:

The computer print-out entitled *13-14b.jpg* is classified as:
Objectionable.

This is because the publication promotes and supports the exploitation of children and young persons for sexual purposes.

The publication is a computer print-out. Its main part is a black and white photographic image showing a naked boy, visible from his head to his thighs, fellating another male whose face is not seen. The boy's body faces the camera, and he looks up at the camera. His youthful facial features and immature body indicate that he is under 16 years of age. The age of the other male is unclear.

This print-out shows a child or young person in a pose of sexual activity. There is a high degree of nudity. The limited information associated with the photographic image on the computer print-out, and by extension on the computer source from which it came, provides no context to suggest this is anything other than a work of sexual entertainment. Given that the publication shows a child or young person, explicitly depicts him in a pose of a sexual nature, and appears intended to arouse the viewer, it gives the message that the child or young person it depicts is sexually attractive and available. Thus it promotes and supports the exploitation of children and young persons for sexual purposes.

This publication is deemed objectionable under s3(2) of the Films, Videos, and Publications Classification Act 1993. Section 3(2) provisions are inconsistent with and override the rights and freedoms set out in s14 of the New Zealand Bill of Rights Act 1990.

OFLC Ref: 9800923